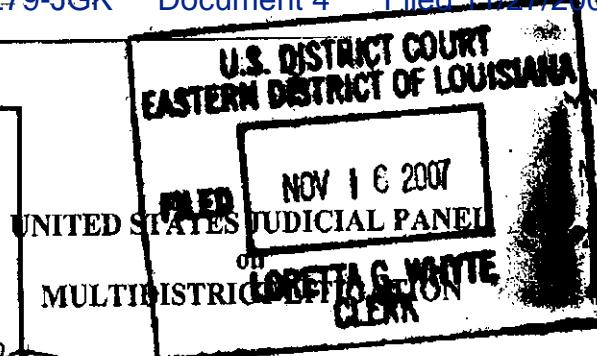


A CERTIFIED TRUE COPY

NOV 16 2007
<i>[Signature]</i>
ATTEST FOR THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION, SALES PRACTICES AND PRODUCTS LIABILITY LITIGATION

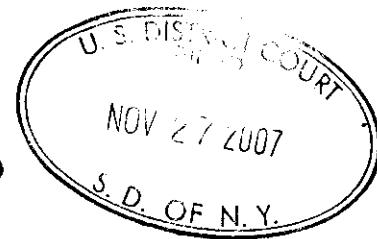


JUDICIAL PANEL ON MULTIDISTRICT LITIGATION  
OCT 31 2007  
FILED CLERK'S OFFICE

MDL No. 1657

(SEE ATTACHED SCHEDULE)

## CONDITIONAL TRANSFER ORDER (CTO-122)



On February 16, 2005, the Panel transferred 138 civil actions to the United States District Court for the Eastern District of Louisiana for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. See 360 F.Supp.2d 1352 (J.P.M.L. 2005). Since that time, 6,415 additional actions have been transferred to the Eastern District of Louisiana. With the consent of that court, all such actions have been assigned to the Honorable Eldon E. Fallon.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Eastern District of Louisiana and assigned to Judge Fallon.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of Louisiana for the reasons stated in the order of February 16, 2005, and, with the consent of that court, assigned to the Honorable Eldon E. Fallon.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of Louisiana. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

*Jeffrey N. Luthi*  
Jeffrey N. Luthi  
Clerk of the Panel

Inasmuch as no objection is pending at this time, the stay is lifted.

NOV 16 2007

CLERK'S OFFICE  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

CLERK'S OFFICE  
A TRUE COPY

NOV 27 2007  
*[Signature]*  
Deputy Clerk, U.S. District Court  
Eastern District of Louisiana  
New Orleans, LA

Fee \_\_\_\_\_  
Process \_\_\_\_\_  
X Dkt# *LTNA*  
CRMDep \_\_\_\_\_  
Rec. No. *1010*

CLERK  
MICHAEL McMAHON,  
BY *[Signature]*  
DEPUTY CLERK

**IN RE: VIOXX MARKETING, SALES PRACTICES  
AND PRODUCTS LIABILITY LITIGATION**

MDL No. 1657

**SCHEDULE CTO-122 - TAG-ALONG ACTIONS**

**EDLA  
SEC.L/3**

<b><u>DIST. DIV. C.A. #</u></b>	<b><u>CASE CAPTION</u></b>	
FLORIDA MIDDLE FLM 3 07-952	Millie Powell, etc. v. Merck & Co., Inc.	<b>07-9120</b>
FLORIDA SOUTHERN FLS 9 07-80959	Howard Whitsett, et al. v. Merck & Co., Inc.	<b>07-9121</b>
MINNESOTA		
MN 0 07-4217	Tim Derk, et al. v. Merck & Co., Inc.	<b>07-9122</b>
MN 0 07-4246	Michael Baxter, et al. v. Merck & Co., Inc., et al.	<b>07-9123</b>
MN 0 07-4247	Jacqueline Harvin, et al. v. Merck & Co., Inc., et al.	<b>07-9124</b>
MN 0 07-4248	Hope Phillips, et al. v. Merck & Co., Inc., et al.	<b>07-9125</b>
MN 0 07-4249	Bruce Sims, etc. v. Merck & Co., Inc., et al.	<b>07-9126</b>
MN 0 07-4260	Vickie L. Titcombe, et al. v. Merck & Co., Inc., et al.	<b>07-9127</b>
MN 0 07-4261	Matthew Troisi, etc. v. Merck & Co., Inc., et al.	<b>07-9128</b>
MN 0 07-4262	Antonia Tucker, etc. v. Merck & Co., Inc., et al.	<b>07-9129</b>
MN 0 07-4263	Carl L. Woodall v. Merck & Co., Inc., et al.	<b>07-9130</b>
MISSISSIPPI NORTHERN		
MSN 2 07-194	Dottie Powell v. Merck & Co., Inc., et al.	<b>OPPOSED 11/13/07</b>
MSN 4 07-166	Cecelia Jensen, etc. v. Merck & Co., Inc., et al.	<b>OPPOSED 11/13/07</b>
MSN 4 07-169	Charles Erving, et al. v. Merck & Co., Inc., et al.	<b>OPPOSED 11/13/07</b>
NORTH CAROLINA WESTERN NCW 3 07-427	Lynn McGrath v. Merck & Co., Inc.	<b>07-9131</b>
NEW YORK EASTERN NYE 1 07-714	Jean Civil, et al. v. Merck & Co., Inc.	<b>07-9132</b>
NEW YORK SOUTHERN NYS 1 07-8645	John Stamant v. Merck & Co., Inc.	<b>07-9133</b>
NYS 1 07-8784	Louise Nardella v. Merck & Co., Inc.	<b>07-9134</b>
NYS 1 07-9279	Jennifer Catalfamo, et al. v. Merck & Co., Inc.	<b>07-9135</b>
SOUTH DAKOTA SD 4 07-4150	Robert E. Johnson, et al. v. Merck & Co., Inc.	<b>07-9136</b>
SD 4 07-4151	Ronald G. Bollinger v. Merck & Co., Inc.	<b>07-9137</b>
TEXAS NORTHERN TXN 3 07-1755	Johnny Jackson, et al. v. Merck & Co., Inc.	<b>07-9138</b>
VIRGINIA EASTERN VAE 2 07-451	Dorothy Ann Collins v. Merck & Co., Inc.	<b>07-9139</b>